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22 Attorneys for Defendant  
23 UNITED PARCEL SERVICE, INC.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CRAIG OGANS, on behalf of himself and all  
others similarly situated,

Case No. 3:17-cv-02443-MMC

Plaintiff,

**STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND TIME FOR  
DEFENDANT UNITED PARCEL  
SERVICE, INC. TO RESPOND TO FIRST  
AMENDED COMPLAINT**

vs.

Judge: Hon. Maxine M. Chesney  
Courtroom: 7

UNITED PARCEL SERVICE, INC. and  
DOES 1 to 100,

Defendants.

1 By and through their respective attorneys of record, Plaintiff Craig Ogans and Defendant  
2 United Parcel Service, Inc. ("UPS") (collectively, the "Parties") stipulate and agree as follows:

3 WHEREAS, Plaintiff filed his initial Complaint in San Francisco Superior Court on  
4 March 6, 2017;

5 WHEREAS, UPS removed the action to this Court on April 28, 2017;

6 WHEREAS, UPS moved to dismiss Plaintiff's Complaint for failure to state a claim upon  
7 which relief can be granted on May 5, 2017;

8 WHEREAS, Plaintiff filed his First Amended Complaint on May 19, 2017;

9 WHEREAS, on June 1, 2017, pursuant to the Parties' stipulation, the Court ordered that  
10 UPS's deadline to file and serve its response to Plaintiff's First Amended Complaint shall be  
11 extended to June 30, 2017;

12 WHEREAS, the Parties have used this extension of time to discuss the allegations  
13 contained in Plaintiff's First Amended Complaint and UPS's defenses against Plaintiff's claims;

14 WHEREAS, the Parties have reached a resolution of Plaintiff's claims in principle and  
15 need additional time to finalize the settlement agreement;

16 THEREFORE, the Parties stipulate and agree to extend the time for UPS to file and serve  
17 its response to Plaintiff's First Amended Complaint to July 20, 2017.

18 DATED: June 26, 2017

FRONTIER LAW CENTER

19 BY: /s/ Adam Rose

20 ADAM ROSE  
21 Attorneys for Plaintiff  
CRAIG OGANS

22 The undersigned attests that the signatory listed above concurs in the content of this  
23 document and has authorized its filing.

24 DATED: June 26, 2017

GRUBE BROWN & GEIDT LLP

26 BY: /s/ Elizabeth A. Brown

27 ELIZABETH A. BROWN  
28 Attorneys for Defendant  
UNITED PARCEL SERVICE, INC.

**DECLARATION OF C. YEWLEH CHEE**

I, C. Yewleh Chee, declare as follows:

1. I am an attorney duly licensed to practice before this Court and before all of the Courts of the State of California. I am an Associate at the law firm of Grube Brown & Geidt LLP and counsel of record for Defendant United Parcel Service, Inc. ("UPS") in this action.

2. UPS removed this action to this Court on April 28, 2017. UPS moved to dismiss Plaintiff's Complaint for failure to state a claim upon which relief can be granted on May 5, 2017.

3. Instead of opposing UPS's motion to dismiss, Plaintiff filed his First Amended Complaint on May 19, 2017.

4. On June 1, 2017, the Parties stipulated and the Court ordered that UPS's deadline to file and serve its response to Plaintiff's First Amended Complaint shall be extended to June 30, 2017.

5. The Parties used this extension of time to discuss the allegations contained in Plaintiff's First Amended Complaint and UPS's defenses against Plaintiff's claims.

6. The Parties have reached a resolution of this action and are now finalizing the settlement agreement.

7. Good cause exists to extend the deadline for UPS to file its response to the First Amended Complaint from June 30, 2017 to July 20, 2017. This enlargement of time is needed by the Parties to finalize the settlement agreement.

8. There has been one previous time modification in this case.

9. This requested time modification would not alter the schedule for the case.

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct.

Executed this 26th day of June, 2017, at San Francisco, California.

*Yew Chee*  
C. YEWLEH CHEE

## ~~PROPOSED~~ ORDER

This Court, having reviewed the foregoing Stipulation, and good cause appearing therefore ~~therefor~~, HEREBY ORDERS that the deadline for Defendant United Parcel Service, Inc. to file and serve its response to Plaintiff's First Amended Complaint shall be extended to and include July 20, 2017.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: June 27, 2017

Maxine M. Chesney  
Hon. Maxine M. Chesney  
United States District Judge